

ORIGINAL

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November 13, 1992

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Ms. Donna R. Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

Re: MM Docket No. 92-216

Table of Allotments
FM Broadcast Stations
(Clearwater and Rozel, Kansas)

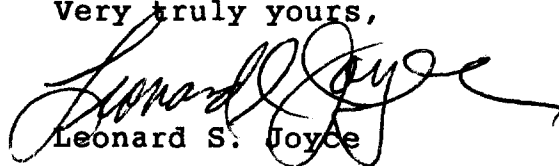
Comments of
Gary Violet

Dear Ms. Searcy:

Forwarded herewith on behalf of Gary Violet is his Comments in the above reference proceeding.

Should there be any questions concerning this matter, please communicate directly with the undersigned.

Very truly yours,


Leonard S. Joyce

Enclosure

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Before The
FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

ORIGINAL

MM Docket No. 92-216

In the Matter of)
)
Amendment of Section 73.202(b))
Table of Allotments.)
FM Broadcast Stations.)
(Clearwater and Rozel,)
Kansas))

RM-8068

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To: Michael C. Ruger
Chief, Allocations Branch

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Comments of Gary Violet

Gary Violet, by and through counsel, submits the following
Comments in the above-captioned Rule Making Proceeding.

1. By Notice of Proposed Rule Making, herein, DA 92-1197,
released September 24, 1992, the Federal Communications
Commission (Commission), in response to Gary Violet's Petition
for Rule Making, proposed the substitution of Channel 254 C2
for Channel 254A at Clearwater, Kansas, and the simultaneous
modification of Gary Violet's construction permit
(BPH-910412MD) for Channel 254A, 1/ to specify operation on
Channel 254C2.

2. To accommodate this substitution the Commission
proposed to either substitute channel 235C1 at Rozel, Kansas
for the present allocation of Channel 254C1, or, delete the
Channel 254C1 allocation at Rozel. In doing so, the Commission
noted that in MM Docket No. 91-223, effective December 16, 1991
(6 FCC Rcd 6116) the Commission had modified the construction

1/ The call letters KSQB have been assigned to Gary Violet's
Clearwater Station on Channel 254A.

permit for Channel 254A at Rozel (Station KGZE) to specify operation on Channel 254C1, but that no application had been filed by the permittee of Station KGZE for operation on Channel 254C1, and that the construction permit for Station KGZE on Channel 254A had expired on June 28, 1991. With this background, respecting Rozel, the Commission proposed to substitute Channel 235C1 for Channel 254C1 at Rozel, and open a new filing window for applications on Channel 235C1, if and only if there was an expression of interest in that allocation; lacking such an expression of interest, the Commission proposed the deletion of Channel 254C1 at Rozel.

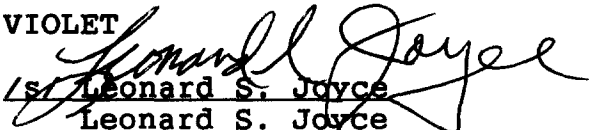
3. Gary Violet, in these Comments, supports the Commission's proposal to substitute Channel 254C2 for Channel 254A at Clearwater and the simultaneous modification of Construction Permit of Station KSQB to specify operation on Channel 254C2. If so modified, Gary Violet will promptly file for that upgrade, and, upon grant, promptly construct and commence operation on Channel 254C2.

4. Gary Violet supports, also, the Commission's proposal, respecting Rozel. Unless an interest is shown in allocating Channel 235C1 to Rozel (and Gary Violet has no interest in such an allocation), Channel 254C1 should be deleted at Rozel, without any substituted Channel. If, however, an interest is shown, by timely Comments filed, herein, then as proposed, the

Commission may honor such interest by assigning Channel 235C1 to Rozel and open a window for the filing of applications for that facility.

Respectfully Submitted,

GARY VIOLET

By: 
~~/s/ Leonard S. Joyce~~
Leonard S. Joyce

His Attorney

BLAIR JOYCE & SILVA
1825 K Street, N. W.
Washington, D. C. 20006

November 13, 1992

CERTIFICATE OF SERVICE

I, Snowdeen Dove, a secretary in the law firm of Blair, Joyce & Silva, do hereby certify that the foregoing Comments of Gary Violet was served this 13th day of November, 1992, by mailing true copies thereof, postage prepaid, to the following persons at the addresses listed below:

Ms. Kathleen Scheuerle
Federal Communications Commission
Mass Media Bureau
Room 8317
2025 M Street NW
Washington, DC 20554


/s/ Snowdeen Dove